IN THE HIGH COURT OF JUDICATURE AT BOMBAY
ORDINARY ORIGINAL CIVIL JURISDICTION

APPEAL NO. 677 OF 2005.
IN
COMPANY APPLICATION NO. 610 OF 2004.
IN
COMPANY APPLICATION (L) NO. 1066 OF 2004.
IN
COMPANY APPLICATION (L) NO. 1103 OF 2004.
IN
COMPANY PETITION NO. 347 OF 2004.

Administrator of the Specified
Undertaking of the
Unit Trust of India. . ..Appellants

vs.

Mahakali Flyover Company Ltd. ...Respondents.

Shri F. Devetre, Senior Counsel with Shri D.R. Mehta i/b M/s Dhruv Liladhar & Co. for the appellants.

Shri V.R. Dond i/b Cr.Bailey & Co. for respondent No.1.

Shri J.B. Chinoy with P. Sakseria, Devyasha Chaurasia & Shri Sachin Chandarna i/b Manilal Kher & Ambalal & Co. for respondent No.2.

Shri Parimal K. Shroff with Shri Subodh Joshi, Ms. Radhika Pinzara and Ms. Hetal Sarla i/b M/s Parimal Shroff & Co. for the Intervenors.

CORAM : V.C.DAGA AND J.P. DEVADHAR, JJ.

DATED : 19.9.2005.

P.C. :
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1. This appeal is filed by the Administrator of the Specified Undertaking of the Unit Trust of India. One of us (V.C.Daga,J.) is a holder of units of the Unit Trust of India. This fact is disclosed in the open Court so as to bring it to the notice of the parties appearing in the appeal. Each of them

expressly states that they have no objection if this Court hears the appeal. The parties to the appeal have also agreed to file pursis in support of their no objection during the course of the day.

2. Heard.

3. Perused appeal memo and impugned order with annexures.

4. For the reasons to be recorded, this appeal is dismissed in limine with no order as to costs.

(J.P. DEVADHAR,J.) (V.C.DAGA,J.)